

Serial No.: 10/821,442
After Final Amdt. dated 13 April 2007
Reply to Phone Call to Examiner of 13 April 2007

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REMARKS

As noted above, the Applicant appreciates the Examiner's thorough examination of the subject application.

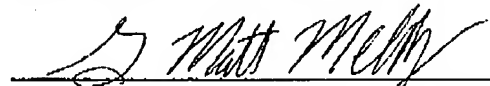
Claims 1-22 are submitted as previously presented on 29 January 2007 in response to the final Office Action mailed 27 September 2006 and without the Examiner's proposed Amendment discussed with Applicant's attorney on 11 April 2007. During the discussion with the Examiner on 13 April 2007, the Examiner indicated the Examiner's proposed amendment had been entered in response to acceptance by the Applicant.

By the present amendment, new claims 23-32 are presented. In accordance with the phone discussion between Applicant's attorney and the Examiner on 13 April 2007, new claims 23-32 are similar to previously presented claims 1-10 and include recitation of the production of photodamage in bacteria and biofilms by the application of 870 nm and 930 nm NIR light. Support for the amendment is found in the specification, e.g., in paragraph [0100]. No new matter has been added.

In view of the remarks submitted herein, Applicant respectfully submits that all of the claims now pending in the subject application are in condition for allowance, and respectfully requests a Notice of Allowance for the application. Authorization is hereby given to charge any other required fees and/or to credit any overpayments to deposit account No. 50-1133. If the Examiner believes there are any outstanding issues to be resolved with respect to the above-identified application, the Examiner is invited to telephone the undersigned..

Respectfully submitted,

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